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| FORM PTO 1390 (REV 5-93) | | US DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE | | ATTORNEY DOCKET NUMBER 2005_0258A | |
| TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. §371 | | | | U.S. APPLICATION NO. (If Applicable 37 CFR 1.53) NEW | |
| International Application No. PCT/JP03/07391 | | International Filing Date June 11, 2003 | | Priority Date Claimed August 22, 2002 | |
| Title of Invention CONTROL SYSTEM, METHOD, AND PROGRAM USING RHYTHM PATTERN | | | | | |
| Applicant(s) For DO/EO/US Atsushi YAMASHITA et al. | | | | | |
| Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information: | | | | | |
| 1. <input checked="" type="checkbox"/> This is a FIRST submission of items concerning a filing under 35 U.S.C. §371. | | | | | |
| 2. <input type="checkbox"/> This is a SECOND or SUBSEQUENT submission of items concerning a filing under 35 U.S.C. §371. | | | | | |
| 3. <input checked="" type="checkbox"/> This express request to begin national examination procedures (35 U.S.C. §371(f)) at any time rather than delay examination until the expiration of the applicable time limit set in 35 U.S.C. §371(b) and PCT Articles 22 and 39(1). | | | | | |
| 4. <input type="checkbox"/> A proper Demand for International Preliminary Examination was made by the 19th month from the earliest claimed priority date. | | | | | |
| 5. <input checked="" type="checkbox"/> A copy of the International Application as filed (35 U.S.C. §371(c)(2)) | | | | | |
| a. <input type="checkbox"/> is transmitted herewith (required only if not transmitted by the International Bureau). | | | | | |
| b. <input checked="" type="checkbox"/> has been transmitted by the International Bureau. ATTACHMENT A | | | | | |
| c. <input type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US) | | | | | |
| 6. <input checked="" type="checkbox"/> A translation of the International Application into English (35 U.S.C. §371(c)(2)). ATTACHMENT B | | | | | |
| 7. <input type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. §371(c)(3)). | | | | | |
| a. <input type="checkbox"/> are transmitted herewith (required only if not transmitted by the International Bureau). | | | | | |
| b. <input type="checkbox"/> have been transmitted by the International Bureau. | | | | | |
| c. <input type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired. | | | | | |
| d. <input type="checkbox"/> have not been made and will not be made. | | | | | |
| 8. <input type="checkbox"/> A translation of the amendments to the claims under PCT Article 19. | | | | | |
| 9. <input type="checkbox"/> An oath or declaration of the inventor(s) (35 U.S.C. §371(c)(4)). | | | | | |
| 10. <input type="checkbox"/> A translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. §371(c)(5)). | | | | | |
| Items 11. to 14. below concern other document(s) or information included: | | | | | |
| 11. <input checked="" type="checkbox"/> An Information Disclosure Statement under 37 CFR 1.97 and 1.98. ATTACHMENT C | | | | | |
| 12. <input type="checkbox"/> An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included. | | | | | |
| 13. <input checked="" type="checkbox"/> A FIRST preliminary amendment (including replacement formal drawings for drawing sheets 2, 5, 6, 8-12 and 17). | | | | | |
| ATTACHMENT D | | | | | |
| <input type="checkbox"/> A SECOND or SUBSEQUENT preliminary amendment. | | | | | |
| 14. <input checked="" type="checkbox"/> Other items or information: | | | | | |
| - <u>unexecuted</u> Declaration and Power of Attorney with cover letter - ATTACHMENT E | | | | | |
| - Form PCT/IB/304 - ATTACHMENT F | | | | | |
| - Front page of PCT International Publication - ATTACHMENT G | | | | | |
| THE COMMISSIONER IS AUTHORIZED TO CHARGE ANY DEFICIENCY IN THE FEES FOR THIS PAPER TO DEPOSIT ACCOUNT NO. 23-0975 | | | | | |

[CHECK NO. 66760]
[2005 0258A]

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of :
Atsushi YAMASHITA et al. : **Mail Stop: PCT**
Serial No. NEW : Attorney Docket No. 2005_0258A
Filed February 22, 2005 :

CONTROL SYSTEM, METHOD, AND
PROGRAM USING RHYTHM PATTERN
[Corresponding to PCT/JP03/07391
Filed June 11, 2003]

**COVER LETTER FOR APPLICATION FILED
WITHOUT EXECUTED DECLARATION**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

The above-identified application has been submitted without an executed oath or declaration.

It is respectfully requested that this application be assigned a serial number and awarded a filing date.

A duly executed oath or declaration pursuant to 37 CFR 1.63 will be submitted after notification by the U.S. Patent and Trademark Office.

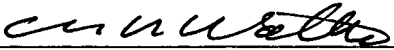
A non-executed copy of the Declaration and Power of Attorney, containing the inventorship information, is attached. It is respectfully requested that all communications be directed to the firm indicated on the attached Declaration and Power of Attorney, namely:

WENDEROTH, LIND & PONACK, L.L.P.
2033 K Street, N.W., Suite 800
Washington, D.C. 20006-1021

The required U.S. Patent and Trademark Office Filing Fee is submitted herewith.

Respectfully submitted,

Atsushi YAMASHITA et al.

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February 22, 2005